

**Amended**  
**NOTICE OF MEETING**

**COMMITTEE: PLANNING & DEVELOPMENT**  
**DATE: APRIL 18, 2018**  
**PLACE: ONEIDA COUNTY COURTHOUSE – COUNTY BOARD ROOM**  
**TIME: 1:00 P.M. REGULAR MEETING**  
**2:00 P.M. PUBLIC MEETING**

A quorum may be present consisting of members of the Administration Committee, Conservation & UW-EX Education Committee, Forestry, Land & Recreation Committee and **Labor Relations & Employee Services Committee**, and Public Works Committee. No governing body will exercise any responsibilities, authority or duties except for the Planning and Development Committee.

**This agenda is being posted less than 24 hours prior to the hearing because good cause exists pursuant to Wis. Stats. §19.84(3) in that the committees were formed late on April 17, 2018 in the afternoon.**

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**ALL AGENDA ITEMS ASSUMED TO BE DISCUSSION / DECISION**

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1. Call to order.
2. Approve the **amended** agenda.
3. Public comments.
4. Approve meeting minutes of March 28 and April 4.
5. Discussion/decision on preliminary 3 Lot Certified Survey Map (CSM) of Don Bragg, owner, and Bixby Land Surveying Inc., Kevin Bixby, surveyor, for property located at 4303 Timber Lane further described ad NE ¼ of the NW ¼, Section 26, T37N, R9E, PIN PL 552, Town of Pine Lake.
6. Resolution for rezone petition #2-2018 in the Town of Three Lakes. The committee will be reviewing the resolution to forward to the Oneida County Board of Supervisors.
7. Discussion/decision on revision to Article 9, Section 9.61, Metallic Mineral Exploration, Prospecting and Mining.
8. Review Wisconsin Counties Association Memorandum related to 2017 Wisconsin Act 134.
9. Discussion/decision concerning allowing animals on property to remove invasive species and to naturally mow the lawn.
10. Discuss/decision/prioritization of 2018 Oneida County Planning and Zoning Department projects.
11. Refunds.
12. Line item transfers, purchase orders, and bills.
13. Approve future meeting dates: April 19 and April 25.
14. Public comments.

15. Future agenda items.

CONDUCT PUBLIC HEARING ON THE FOLLOWING:

16. **Ordinance Amendment #1-2017** authored by the Oneida County Planning and Development Committee to amend Chapter 20, the Oneida County Floodplain Ordinance, of the General Code of Oneida County. The ordinance amendment would add the 100-year Dam Failure Study downstream of the Maple Lake Dam located in Section 6, T38N, R11E, located in the Town of Three Lakes, dated February 13, 2014 prepared by MSA Professional Services. Approved by DNR February 25, 2014.

17. **Ordinance Amendment #3-2018** authored by the Oneida County Planning and Development Committee to amend Chapter 9, Appendix A, District 6 Business and District 7 Business of the Oneida County Zoning and Shoreland Protection Ordinance as follows:

Use	Class I Waterways Unsewered 50 Acres or less	Sewered water lot	Class II Waterways Unsewered Greater than 50 Acres Includes rivers and streams	Unsewered back lot	Sewered back lot
Cemeteries, <del>Dog kennels and/or cat boarding facilities or animal shelters,</del> Wildlife rehabilitation centers pursuant to Wis. Administrative Code NR 19 or facilities subject to a federal permit.	5 Acres 300' ft & width	5 Acres 300' ft & width	5 Acres 300' ft & width	5 Acres 300' ft & width	5 Acres 300' ft & width

<u>Dog kennels and/or cat boarding facilities, animal daycare centers or animal shelters</u>	<u>5 Acres</u> <u>300' ft &amp; width</u>	<u>1 Acre</u> <u>200' ft &amp; width</u>			
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18. **Ordinance Amendment #4-2018** authored by the Oneida County Planning and Development Committee to amend Section 9.20(E) Accessory Uses and Structures of the Oneida County Zoning and Shoreland Protection Ordinance as follows:

E. Accessory Uses and Structures (#83-2003, #35-2004, & #07-2005)  
All of Section 9.20(E) remains unchanged except for the following:

(4) The maximum size of the structure is ~~4000~~ 1500 square feet.

19. **Ordinance Amendment #5-2018** authored by the Oneida County Planning and Development Committee to amend Section 9.17, Unsafe Structures and Article 10, Definitions, of the Oneida County Zoning and Shoreland Protection Ordinance as follows:

9.17 PROHIBITION AGAINST UNSAFE STRUCTURES

Unsafe and/or dilapidated structures are prohibited in Oneida County. The Zoning Administrator, Deputy Assistant Zoning Administrator, Land Use Specialist or Zoning Inspector Technician may act, pursuant to sec. 66.05 66.0413, Wis. Stats., when the safety and welfare of the public requires immediate action, said Zoning authorities may enter the premises, with assistance from town or County protective services personnel as may be necessary, and cause such structure to be made safe or removed. The expense of such work shall be recovered by the County against the owner or occupant.

ARTICLE 10 – DEFINITIONS

**Unsafe Structures:** An unsafe structure is one that is found to be dangerous to the life, health, property, safety of the public, or the occupants of the structure by not providing minimum safeguards to protect occupants or because such structure contains unsafe conditions due to abandonment or lack of maintenance or is so damaged, decayed, dilapidated, structurally unsafe, or of such faulty construction or unstable foundation that partial or complete collapse is possible.

20. Adjourn.

**NOTICE OF POSTING**

TIME: 9:30 AM ~ DATE: APRIL 18, 2018 ~ PLACE: COURTHOUSE BULLETIN BOARD

**SCOTT HOLEWINSKI, COMMITTEE CHAIRMAN**

Notice posted by the Planning & Zoning Department. Additional information on a specific agenda item may be obtained by contacting the person who posted this notice at 715-369-6130.

**NEWS MEDIA NOTIFIED VIA E-MAIL AND/OR FAX – DATE: APRIL 18, 2018 TIME: Approx. 9:30 AM**

Lakeland Times	WJFW-TV 12
Star Journal	Vilas County News
WXPR Public Radio	Tomahawk Leader
WERL/WRJO Radio	WLSL

Notice is hereby further given that pursuant to the Americans with Disabilities Act reasonable accommodations will be provided for qualified individuals with disabilities upon request. Please call Tracy Hartman at 715-369-6144 with specific information on your request allowing adequate time to respond to your request.

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See reverse side of this notice for compliance checklist with the Wisconsin Open Meeting Law.



**GENERAL REQUIREMENTS:**

1. Must be held in a location which is reasonably accessible to the public.
2. Must be open to all members of the public unless the law specifically provides otherwise.

**NOTICE REQUIREMENTS:**

1. In addition to any requirements set forth below, notice must also be in compliance with any other specific statute.
2. Chief presiding officer or his/her designee must give notice to the official newspaper and to any members of the news media likely to give notice to the public.

**MANNER OF NOTICE:**

Date, time, place and subject matter, including subject matter to be considered in a closed session, must be provided in a manner and form reasonably likely to apprise members of the public and news media.

**TIME FOR NOTICE:**

1. Normally, a minimum of 24 hours prior to the commencement of the meeting.
2. No less than 2 hours prior to the meeting if the presiding officer establishes there is good cause that such notice is impossible or impractical.
3. Separate notice for each meeting of the governmental body must be given.

**EXEMPTIONS FOR COMMITTEES & SUBUNITS**

Legally constituted sub-units of a parent governmental body may conduct a meeting during the recess or immediately after the lawful setting to act or deliberate upon the subject which was the subject of the meeting, provided the presiding officer publicly announces the time, place and subject matter of the sub-unit meeting in advance of the meeting of the parent governmental body.

**PROCEDURE FOR GOING INTO CLOSED SESSION:**

1. Motion must be made, seconded and carried by roll call majority vote and recorded in the minutes.
2. If motion is carried, chief presiding officer must advise those attending the meeting of the nature of the business to be conducted in the closed session, and the specific statutory exemption under which the closed session is authorized.

**SYNOPSIS OF STATUTORY EXEMPTIONS UNDER WHICH CLOSED SESSIONS ARE PERMITTED:**

1. Concerning a case which was the subject of Judicial or quasi-judicial

trial before this governmental body

2. Considering dismissal, demotion or discipline of any public employee or the investigation of charges against such person and the taking of formal action on any such matter; provided that the person is given actual notice of any evidentiary hearing which may be held prior to final action being taken and of any meeting at which final action is taken. The person under consideration must be advised of his/her right that the evidentiary hearing be held in open session and the notice of the meeting must state the same. Sec. 19.85(1)(b).
3. Considering employment, promotion, compensation or performance evaluation data of any public employee over which this body has jurisdiction or responsibility. Sec. 19.85(1)(c).
4. Considering strategy for crime detection or prevention. Sec. 19.85(1)(d).
5. Deliberating or negotiating the purchase of public properties, the investing of public funds, or conducting other specified public business whenever competitive or bargaining reasons require a closed session. Sec. 19.85(1)(e).
6. Considering financial, medical, social or personal histories or disciplinary data of specific person, preliminary consideration of specific personnel problems or the investigation of specific charges, which, if discussed in public, would likely have a substantial adverse effect on the reputation of the person referred to in such data. Sec. 19.85(1)(f), except where paragraph 2 applies.
7. Conferring with legal counsel concerning strategy to be adopted by the governmental body with respect to litigation in which it is or is likely to become involved. Sec. 19.85(1)(g).
8. Considering a request for advice from any applicable ethics board. Sec. 19.85(1)(h).

**PLEASE REFER TO CURRENT STATUTE SECTION 19.85 FOR FULL TEXT CLOSED SESSION RESTRICTIONS:**

1. Must convene in open session before going into closed session.
2. May not convene in open session, then convene in closed session and thereafter reconvene in open session within twelve hours unless proper notice of this sequence was given at the same time and in the same manner as the original open meeting.
3. Final approval or ratification of a collective bargaining agreement

may not be given in closed session.

4. No business may be taken up at any closed session except that which relates to matters contained in the chief presiding officer's announcement of the closed session.
5. In order for a meeting to be closed under Section 19.85(1)(f) at least one committee member would have to have actual knowledge of information which he or she reasonably believes would be likely to have a substantial adverse effect upon the reputation involved and there must be a probability that such information would be divulged. Thereafter, only that portion of the meeting where such information would be discussed can be closed. The balance of that agenda item must be held in open session.

**BALLOTS, VOTES AND RECORDS:**

1. Secret ballot is not permitted except for the election of officers of the body or unless otherwise permitted by specific statutes.
2. Except as permitted above, any member may require that the vote of each member be ascertained and recorded.
3. Motions and roll call votes must be preserved in the record and be available for public inspection.

**USE OF RECORDING EQUIPMENT:**

The meeting may be recorded, filmed, or photographed, provided that it does not interfere with the conduct of the meeting or the rights of the participants.

**LEGAL INTERPRETATION:**

1. The Wisconsin Attorney General will give advice concerning the applicability or clarification of the Open Meeting Law upon request.
2. The municipal attorney will give advice concerning the applicability or clarification of the Open Meeting Law upon request.

**PENALTY:**

Upon conviction, any member of a governmental body who knowingly attends a meeting held in violation of Subchapter IV, Chapter 19, Wisconsin Statutes, or who otherwise violates the said law shall be subject to forfeiture of not less than \$25.00 nor more than \$300.00 for each violation.

Prepared by Oneida County Corporation Counsel Office - 5/16/96